IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WP(C).No. 18943 of 2007(E)

PETITIONER:

E.SARASWATHY, HSST JUNIOR (PHYSICS),
MATTANNUR HSS, MATTANNUR P.O.,
KANNUR DISTRICT.

BY ADV. SRI.BENOY THOMAS

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HIGHER SECONDARY EDUCATION, HOUSING BOARD BUILDING, THIRUVANANTHAPURAM.

3. THE MANAGER, MATTANNUR HSS, MATTANNUR P.O., KANNUR.

BY GOVT.PLEADER SRI.A.J.VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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W.P(C) No. 18943 of 2007

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Dated this the 29th day of June, 2007.

J U D G M E N T

Petitioner claims that she was appointed as Higher Secondary School Teacher (Junior) in Physics in the school under the management of respondent No.3 on July 30, 2001. According to her she is fully qualified to hold the post of HSST. Initially her appointment was not approved by the Directorate on the ground that she had obtained her M.Sc degree from Annamalai University under the Distance Education Scheme. However the appointment was regularised in the light of the directions issued by this Court in Ext.P5 judgment.

2. It appears that petitioner was promoted as HSST on February 21, 2005. She has been working in that cadre eversince. However her appointment is yet to be approved. Petitioner had reportedly submitted Ext.P10 representation before respondent No.2 praying for appropriate orders in the matter approving her appointment. The limited prayer is to issue a direction to respondent No.2 to take an expeditious decision in the matter.

3. Learned Government Pleader submits that if Ext.P10 representation has been preferred as contended by the petitioner, an appropriate order will be passed thereon without any delay.

In the above facts and circumstances the writ petition is disposed of with a direction to respondent No.2 to consider and pass orders on Ext.P10 strictly on its merit and in accordance with law, as expeditiously as possible, at any rate within three months from the

date of receipt of a copy of this judgment. While passing orders on Ext.P10, respondent No.2 shall keep in view Exts.P5 and P6 judgments of this Court. Needless to mention that the petitioner shall be afforded sufficient opportunity to be heard before any orders are passed.

A.K. Basheer
Judge.

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